

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT DAYTON**

UNITED STATES OF AMERICA, :

Plaintiff,

Case No. 3:17-cr-25

- vs -

District Judge Thomas M. Rose  
Magistrate Judge Michael R. Merz

DONALD JENKINS-MILLS,

Defendant. :

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**ORDER ADOPTING REPORT AND RECOMMENDATIONS**

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The Court has reviewed the Report and Recommendations of United States Magistrate Judge Michael R. Merz (ECF No. 106), to whom this case was referred pursuant to 28 U.S.C. § 636(b), and noting that no objections were filed, and that the time for filing such objections under Fed. R. Civ. P. 72(b) has expired, hereby ADOPTS said Report and Recommendations.

Accordingly, it is hereby ORDERED that Defendant's request for the Court to permit him to "proceed under the Fair Sentencing Act." (ECF No. 104) is DENIED.

June 3, 2019

\*s/Thomas M. Rose

Thomas M. Rose  
United States District Judge